

## MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned Shawn M. Carroll and Charity J. Carroll, his wife  
 of RR 3 Box 328, Moundsville, West Virginia 26041 as Lessor  
 and TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and  
 Gas Lease as of the 10<sup>th</sup> day of July, 2009. Said lease covers all that certain tract of land situate in  
 the District of Clay and Washington, in Marshall County, State of West Virginia, bounded  
 and described generally as follows:

On the North by: n/f: Joseph Parriott

On the East by: n/f: Thelma Gouldsberry

On the South by: n/f: Barbara Francis

On the West by: n/f: Joseph Parriott

Tax Parcel No: 4-9-4.1(25.32ac), 14-13-19(1.01ac), 14-13-31(.78ac), 14-13-32(.46) and 14-13-26.2(.24)

Containing 27.81 acres, more or less, being the same land conveyed by \_\_\_\_\_  
 and recorded in the records of  
 said county in Book 589 and 645, Page 467 and 550.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in  
 paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term,  
 which option must be exercised within sixty (60) days of the expiration of the initial primary term of said  
 lease.

Dated: July 10<sup>th</sup>, 2009.

WITNESS:

Scott Miller

Scott Miller

LESSOR:

Shawn M. Carroll (SEAL)  
Shawn M. Carroll

Charity J. Carroll (SEAL)  
Charity J. Carroll

Approved by:

Joe Bojalad, President  
TriEnergy Holdings, LLC

State of WV )  
 County of MARSHALL )

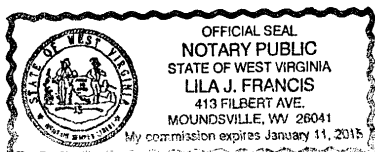
ss:

On the 10 day of July in the year 2009, before me, the undersigned, a  
 Notary Public in and for said state, personally appeared SHAWN M. CARROLL AND CHARITY J. CARROLL  
 personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s)  
 is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in  
 his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person  
 upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: Jan 11 2015

Lila J. Francis  
 Notary Public



## CORPORATION

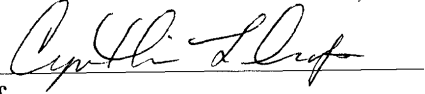
State/Commonwealth of: PENNSYLVANIACounty of: ALLEGHENY SS:

Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad, the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at \_\_\_\_\_ this 18 day of AUGUST, 2009.

My Commission expires: 6-26-2010

Notary Public



COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Cynthia L. Craft, Notary Public  
Richland Twp., Allegheny County  
My Commission Expires June 26, 2010

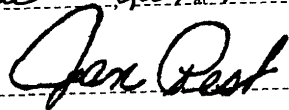
Member, Pennsylvania Association of Notaries

JAN PEST  
MARSHALL County 10:16:53 AM  
Instrument No 1275609  
Date Recorded 10/06/2009  
Document Type O&G  
Book-Page 686-402  
Recording Fee \$10.50  
Additional \$6.00

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 10th day of July, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 6th day of October, 2009 at 10:16 o'clock A.M.

TESTE:



Clerk.